

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE: PHILIPS RECALLED CPAP, BI-LEVEL PAP, AND MECHANICAL VENTILATOR PRODUCTS LIABILITY LITIGATION

Master Docket: Misc. No. 21-01230

This Document Relates To:
All Actions

MDL NO. 3014

JOINT NOTICE OF UPDATED TIMELINE OF PERTINENT MDL DATES

The parties jointly submit this updated timeline of upcoming deadlines in *In Re: Philips Recalled CPAP, Bi-Level PAP, and Mechanical Ventilator Products Litigations* (MDL No. 3014).¹

Date	Event	ECF No.
4/21/2023	Deadline for Philips RS and PolyTech to file replies in support of their motions to dismiss the Medical Monitoring Complaint	967
4/21/2023	Deadline for Philips RS and PolyTech to file replies in support of their motions to dismiss the Personal Injury Complaint	967
4/28/2023	Deadline for KPNV's reply in support of its Rule 12(b)(2) motions to dismiss the Economic Loss, Medical Monitoring, and Personal Injury Complaints for lack of personal jurisdiction	1577
4/28/2023	Deadline for the non-Philips RS Philips Defendants' consolidated reply in support of their Rule 12(b)(6) motions to dismiss the Economic Loss, Medical Monitoring and Personal Injury Complaints for failure to state a claim	1577
4/28/2023	Deadline for any Plaintiffs' motions to remand to state court ²	701

¹ The Parties intend this notice to be a reference resource for the Court. The Parties do not intend this notice and the summaries of the deadlines to supersede the terms in the Court's orders.

² The Parties intend to file a Motion To Amend Pretrial Order No. 22 to extend the deadlines relating to motions to remand by four months.

Date	Event	ECF No.
6/28/2023	Deadline to file Defendants' Responses to any motions to remand to State Court (or Consolidated Response, if determined to be more efficient and effective) ³	701
7/28/2023	Deadline to file Plaintiffs' Replies in support of any motions to remand to State Court ⁴	701

Pursuant to Pretrial Order #28 (ECF No. 783), the following procedures and deadlines apply to the Amended Master Personal Injury Complaint and Individual Short Form Personal Injury Complaints.

Date	Event
Within sixty (60) days of the date on which the Court issues a ruling as to its motion to dismiss the Amended Master Personal Injury Complaint ⁵	Deadline for Defendant to file a Master Answer to the Amended Master Personal Injury Complaint.
Within forty-five (45) days of the date on which the Court issues a ruling granting Plaintiffs' Co-Lead Counsel leave to amend the Amended Master Personal Injury Complaint	Deadline for Plaintiffs' Co-Lead Counsel to file a Second Amended Master Personal Injury Complaint
Within fourteen (14) days of filing a Short Form Complaint	Deadline for Personal Injury Plaintiffs to upload their Short Form Complaint to the online MDL Centrality System accessible at www.mdlcentrality.com/ pursuant to Pretrial Order # 27
Within twenty-one (21) days after service of the Master Answers to the Amended Master Personal Injury Complaint by Defendants	Deadline for any Personal Injury Plaintiff, who has filed a Short Form Complaint, to amend the same for any reason
Within twenty-one (21) days after service of Short Form Complaint	Deadline for any Personal Injury Plaintiff, who files a Short Form Complaint after the filing of the Master Answers to the Amended Master Personal Injury Complaint, to amend the same for any reason

³ The Parties intend to file a Motion To Amend Pretrial Order No. 22 to extend the deadlines relating to motions to remand by four months.

⁴ The Parties intend to file a Motion To Amend Pretrial Order No. 22 to extend the deadlines relating to motions to remand by four months.

⁵ If a motion to dismiss the Amended Master Personal Injury Complaint does not result in the dismissal of the Amended Master Personal Injury Complaint in its entirety, and provided that the Court does not grant leave to amend the Amended Master Personal Injury Complaint.

Date	Event
Within twenty-one (21) days after selection for inclusion in the pool from which bellwether cases are to be selected	Deadline for any Personal Injury Plaintiff, whose case is subsequently chosen for inclusion in the pool from which bellwether cases are to be selected, to amend his or her Short Form Complaint

Date: April 18, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was filed via the Court's CM/ECF system on this 18th day of April 2023 and is available for download by all counsel of record.

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